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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

GILBERT N. LOYA,) CASE NO. CV 06-05968 ABC (SS)
Petitioner,)
v.) ORDER ADOPTING FINDINGS,
M. EVANS, Warden,) CONCLUSIONS, AND RECOMMENDATIONS OF
Respondent.) UNITED STATES MAGISTRATE JUDGE

)

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, all the records and files herein and the Report and Recommendation of the United States Magistrate Judge. The time for filing Objections to the Report and Recommendation has passed and no Objections have been received. Accordingly, the Court accepts and adopts the findings, conclusions and recommendations of the Magistrate Judge.

IT IS ORDERED that Petitioner's Motion to Stay is DENIED, Petitioner's Motion for Leave to File a First Amended Petition is DENIED, and Judgment shall be entered dismissing this action with prejudice.

1 IT IS FURTHER ORDERED that the Clerk serve copies of this Order and
2 the Judgment herein on Petitioner and counsel for Respondent.

4 LET JUDGMENT BE ENTERED ACCORDINGLY.

DATED: Jan. 1, 2008

AUDREY B. COLLINS
UNITED STATES DISTRICT JUDGE